



# UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/982,532	10/19/2001	Soren Michael Madsen	54320.000010

CONFIRMATION NO. 8165

## FORMALITIES LETTER



\*OC000000007078508\*

Stanislaus Aksman  
Hunton & Williams  
Suite 1200  
1900 K Street, N.W.  
Washington, DC 20006

Date Mailed: 11/15/2001



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$748.
  - \$468 for 26 total claims over 20.
  - \$280 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1618.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be

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submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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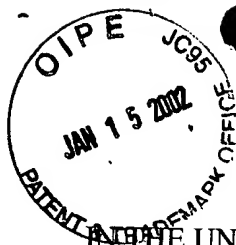
*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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PATENT  
Attorney Docket No. 54320.000010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :

Søren MADSEN et al.

Serial No.: 09/982,532

Filed: October 19, 2001

For: REGULATION OF PROMOTER ACTIVITY IN CELLS

Group Art Unit: 1636

Examiner: Unassigned

**TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The following are enclosed for consideration in the above-identified application:

	FEE
<input checked="" type="checkbox"/> Response to Notice to File Missing Parts	\$
<input checked="" type="checkbox"/> Basic Filing Fee	\$740.00
<input checked="" type="checkbox"/> Declaration: <input checked="" type="checkbox"/> Original; <input type="checkbox"/> Supplemental	\$130.00
<input type="checkbox"/> Submission of Formal Drawings	\$
<input type="checkbox"/> Formal Drawings: ___ Sheets ___ Figures	\$
<input type="checkbox"/> Supplemental Information Disclosure Statement and Form 1449 and 37 References	\$
<input checked="" type="checkbox"/> Amendment: <input checked="" type="checkbox"/> Preliminary; <input type="checkbox"/> § 116; <input type="checkbox"/> § 312; <input type="checkbox"/> Other	\$
<input type="checkbox"/> Request for Extension of Time for 2 months	\$
<input type="checkbox"/> Issue Fee: <input type="checkbox"/> Part B - Issue Fee Transmittal <input type="checkbox"/> Part C - Charge to Deposit Account	\$
<input type="checkbox"/> Notice of Appeal	\$
<input checked="" type="checkbox"/> Initial Computer readable form copy of "Sequence Listing" and initial Paper copy of "Sequence Listing"	\$
<input checked="" type="checkbox"/> Assignment along with Form PTO-1595 (separate check)	\$40.00
<input type="checkbox"/> Reply Brief	\$
<input type="checkbox"/> Other: Terminal Disclaimer	\$
<input type="checkbox"/> No additional claim fee is required	\$
<input type="checkbox"/> An additional claim fee is required, and is calculated as shown below	\$
<b>TOTAL FEES BEING SUBMITTED</b>	<b>\$910.00</b>

	Claims Remaining	Claims Paid For	Extra	Rate	Fee
Total Claims	46	20	26	x \$18.00	\$468.00
Independent Claims				x \$39.00	\$
Multiple Dependent Claims (if applicable)				\$280.00	\$280.00
<b>TOTAL EXCESS CLAIMS FEE</b>					\$748.00
SMALL ENTITY TOTAL (if applicable)					\$

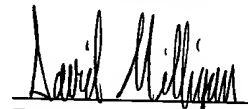
The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and § 1.17 associated with this communication or credit any overpayment to the deposit account of Hunton & Williams, Deposit Account Number 50-0206.

**A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

Dated: January 15, 2001

By:



David H. Milligan  
Registration No. 42,893

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Attorney Docket No. 54320.000010  
Application Serial No. 09/982,532

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :	)	
	)	
Søren MADSEN et al.	)	Group Art Unit: 1636
	)	
Serial No.: 09/982,532	)	
	)	
Filed: October 19, 2001	)	Examiner: Unassigned
	)	
For: REGULATION OF PROMOTER ACTIVITY IN CELLS	)	

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

Attention: Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Responsive to the attached U.S. Patent and Trademark Office "Notice to File Missing Parts of Nonprovisional Application" mailed November 15, 2001, Applicants are submitting herewith a copy of the Notice to File Missing Parts, Executed Joint Declaration for Patent Application and Power of Attorney, Preliminary Amendment, initial computer readable form copy of "Sequence Listing" and initial paper copy of "Sequence Listing" and Assignment Document along with coversheet. Two checks in the amount of \$1618.00 (covering the filing fee of \$740.00, Excess Claim Fee of \$748.00, and Declaration surcharge of \$130.00) and \$40.00 (covering the Assignment Recordation Fee) are attached.

In the event any variance exists between the amount enclosed and the PTO charges,  
please charge or credit any difference to Deposit Account No. 50-0206. Entry of this document  
should complete the filing formalities, and fully satisfy the Notice mailed November 15, 2001.

Respectfully submitted,

Dated: January 15, 2002

By:

David H. Milligan  
David H. Milligan, Reg. No. 42,893

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